

JUDICIAL COMMITTEE
THREE AFFILIATED TRIBES
TRIBAL BUSINESS CHAMBERS

Regular Meeting
January 10, 1989

PRESENT: Titus Hall, Chairman; Austin Gillette, Member; and Jim Mossett sitting in.

ABSENT : Ed Lone Fight.

OTHERS : Homer White Buffalo, BIA Criminal Investigator; Maynard Young Bear, Deputy Clerk of Court, Maynard Fox, Tribal Prosecutor; Fay Ann Moberg, Clerk of Court; Edith Likes Eagle, Administrator; and Judy Black Hawk, Recording Secretary.

ITEM 1 CALL TO ORDER
Meeting called to order at 2:14 p.m.

ITEM 2 ROLL CALL
Roll called by Chairman Hall, quorum present.

ITEM 3 LAW ENFORCEMENT CENTER
Discussion: Homer White Buffalo said he felt that the facility they were in right now is too small, and they have to pay the city of New Town \$100,000.00 every five (5) years. (Hugh Baker sitting in at 2:20 p.m.) Homer White Buffalo requested that the committee pass a resolution approving his proposal for a Juvenile Facility. (Ed Lone Fight joined the meeting at 2:25) Jim Mossett asked if the Four Bears Motor Lodge would make a good jail? Homer White Buffalo said he did not know if the Motor Lodge would make a good jail. (Diane Johnson sitting in at 2:40) Homer White Buffalo said once we get the money where are we going to build the facility? Homer White Buffalo also said they are in need of new police cars. The Committee approved the resolution for full council action.

ITEM 4 TRIBAL COURT
Discussion: Edith Likes Eagle gave an update on Tribal Court.

ITEM 5 ANDREA SMITH
Discussion: Clarinda Gohl wanted to know if Andrea Smith could be referred to the Community Public Works Program. Maynard Fox said there were problems with Andrea Smith, and was not agreeable to refer Andrea Smith to the Community Public Works Program. Austin Gillette said as long as the Court system is working we better leave it alone.

ITEM 6 FULL FAITH AND CREDIT

Discussion: Diane Johnson said the Full Faith and Credit Statue was passed for only two (2) years and she would like to reintroduce the Full Faith and Credit statue. The Full Faith and Credit Statue is a every limited and restricted statue, because it is only in the area of family law. Diane said she was going to delete certain prevision of the Full Faith and Credit Statue, deleting the prevision that restricts to the area of family law and in during so it would be in all compensating the Full Faith and Credit Statue. Austin Gillette moved to authorize Diane Johnson to proceed to reintroduce the Full Faith and Credit Statue into the legislative assembly, seconded by Ed Lone Fight.

VOTE: Unanimous-motion carried.

ITEM 7 ADULT ABUSE CODE

Ed Lone Fight moved to approve the revisions of the Adult Abuse Code, seconded by Austin Gillette.

Discussion: Diane Johnson said the code only covered married people, spouse, and ex-spouse and did not include the people who live together. The definition now is every broad and it states that a protection order maybe commenced by any spouse, family member, former spouse, parent, child, person related by blood or marriage, persons who are presently residing together or who have resided together in the past, persons who have a child regardless if they were married or lived together at any time or by any other person that the court determines that the relationship between that person and the alleged abusing person is sufficient to warrant the issuance of an Adult Abuse Protection Order. (Garland Likes Eagle sitting in at 3:32 p.m.)

VOTE: Unanimous-motion carried.

ITEM 8 CHILD SUPPORT COOPERATIVE AGREEMENT AND CONTRACT

Austin Gillette moved to endorse and renegotiate the Social Services Contract on our terms to the ND Human Services Deptartment, seconded by Ed Lone Fight.

Discussion: Diane Johnson said that Bill Woods will not pay the filing fee, he has shown no respect for the Tribal Business Council. Tribal Court told him do his own filing, but never waived the filing fees. Bill Woods overloaded the court calendar with non-support cases.

ITEM 9 CHILD SUPPORT COOPERATIVE AGREEMENT AND CONTRACT CONT.
Homer White Buffalo said Bill Woods has been getting the Police Officers to serve his papers free. Diane Johnson said there was an agreement with the Tribes and the State, but the agreement was to hire tribal members at first the program was working, but somehow Bill Woods was hired by the State. Diane Johnson said the Tribe may have to negotiate with the State on the Tribes terms.

VOTE: Unanimous-motion carried.

Ed Lone Fight moved that Diane Johnson develop a letter for his signature as Tribal Chairman to look at the possibilities of putting Bill Wood's name into the bar for possible fraud etc, in his law practice with the Three Affiliated Tribes with respect for the project, seconded by Austin Gillette.

VOTE: Unanimous-motion carried.

ITEM 10 DOG ORDINANCE
Discussion: Diane Johnson said the City of Parshall amended their dog ordinance, and said they were going to start picking up dogs in November. They said they were going to start picking up dogs whether they were Indian or Non-Indian dogs. Homer White Buffalo said that was a tough area to deal with. Homer White Buffalo suggested that every community develop their own dog ordinance. Homer White Buffalo said if the Council recognizes the City of Parshall's dog ordinance, then they could start picking up dogs. The Tribe already has a dog ordinance in place.

ITEM 11 APPROVAL OF TRAVEL
Austin Gillette moved to approve travel for Luther Grinnell to attend the Indian Youth and Family Law sessions in Portland, OR on March 13-18, 1989, seconded Ed Lone Fight.

Discussion: Austin Gillette asked if they had money in the budget for travel? Edith Likes Eagle said yes. Austin Gillette asked if the Social Services Department could get a copy of the workshop, because they can benefit from this workshop.

VOTE: Unanimous-motion carried.

ITEM 12 DOMESTIC RELATIONS CODE
Austin Gillette moved to approve the amendments of the Domestic Relations Code, seconded by Ed Lone Fight.

VOTE: Unanimous-motion carried.

ITEM 13 TRIBAL WORK EXPERIENCE AND GENERAL ASSISTANCE CLIENTS Discussion. The Social Services Department is requiring a single person that received GA a maximum of \$165.00 a month. Under the new regulations they are requiring that person to work 40 hours a week every month. So what you have are tribal members working for .70 or \$1.04 an hour and they are saying I'm willing to work but not at .70 or \$1.04 an hour. Some tribal members are going to Legal Services and are filing an appeal and nothing has been done since the end of September. Austin Gillette asked who they were appealing to. Diane Johnson said there has been no form that has been made available to these people because Darlene Finley said you appeal to the BIA. Diane Johnson said why do you have to appeal to the BIA, the Tribe contracted that Program. Austin Gillette asked Diane Johnson to bring this in to the Human Resource Meeting on Tuesday.

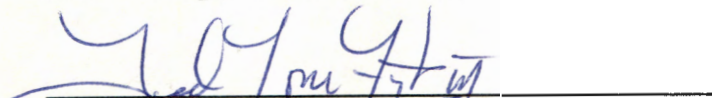
ITEM 14 ADJOURNMENT
Meeting adjourned at 4:20 p.m.

Approved

Disapproved

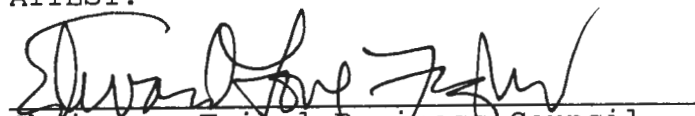

Secretary, Judicial Committee

8/31/89
Date


Secretary, Tribal Business Council

8/31/89
Date

ATTEST:


Chairman, Tribal Business Council

2-2-90
Date